

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Mar 10, 2022**

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

DANIEL WAYNE B.,

Plaintiff,

v.

COMMISSIONER OF SOCIAL  
SECURITY,

Defendant.

No. 2:19-CV-00117-RHW

**ORDER REJECTING NON-PARTY  
NEVADA SMITH'S MOTION FOR  
MISCELLANEOUS RELIEF**

Non-party, Nevada Smith, has lodged a motion for miscellaneous relief in this case.<sup>1</sup> The filing does not comport with the Federal Rules of Civil Procedure and this case was closed April 9, 2020. *See* ECF No. 14. Nevada Smith does not request to be joined as a party in this case, *see* Fed. R. Civ. P. 19 & 20, and cites to no authority that would allow the miscellaneous motion to be filed on the docket. Thus, this Court rejects the filing by Nevada Smith.

Accordingly, **IT IS ORDERED:**

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<sup>1</sup> The filing has been placed on the docket for the Court's view only, and it has not been filed on the public docket.

1           1.     The filing by Nevada Smith titled “Nevada Smith, Third Party  
2 Request [sic] Leave To File Notice To This Court That Commissioner And His  
3 Contract Doctors [sic] Medical Release Is Adhesion Contract And Commissioner  
4 Treating Physician Rule Is In Violation Of The Tenth Amendment Interstate  
5 Commerce Act And Washington Law” is **REJECTED** for failing to comply with  
6 the Federal Rules of Civil Procedure and this Court’s Local Rules.

7           2.     The document lodged by Nevada Smith shall be filed as a restricted  
8 entry for the Court’s view only.

9           **IT IS SO ORDERED.** The District Court Executive is directed to enter this  
10 Order and forward copies to counsel. A copy of this order shall also be mailed to  
11 the non-party filer, Nevada Smith, PO Box 294, Morristown, MN 55052.

12           **DATED** this 10th day of March, 2022.

13                               s/Robert H. Whaley  
14                               ROBERT H. WHALEY  
15                               Senior United States District Judge  
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